

## MAGISTRATE JUDGE'S CRIMINAL MINUTES

## ARRAIGNMENT

## PLEA AND SENTENCE



Time in Court:				Hrs.	15	Mins.
Filed in Open Court	Date:	4/27/2021	Time:	3:03PM	Tape:	FTR

Magistrate Judge (presiding): Russell G. VineyardDeputy Clerk: Amanda Zarkowsky

Case Number:	1:21-cr-143	Defendant's Name:	VICTOR HILL				
AUSA:	BRENT GRAY	Defendant's Attorney:	DREW FINDLING				
USPO/PTR:		Type of Counsel:	RETAINED				
	INTERPRETER:						
<input checked="" type="checkbox"/>	INITIAL APPEARANCE HEARING: ( <input checked="" type="checkbox"/> ) In This District	Dft in custody? ( <input checked="" type="checkbox"/> ) Yes ( <input type="checkbox"/> ) No					
<input checked="" type="checkbox"/>	Due Process Protection Act Warning Given to Government's Counsel. Order on page 2.						
<input checked="" type="checkbox"/>	Defendant advised of right to counsel. ( <input type="checkbox"/> ) WIAVER OF COUNSEL FILED.						
	ORDER appointing Federal Defender Program as counsel. ( <input type="checkbox"/> ) INITIAL APPEARANCE ONLY						
	ORDER appointing			as counsel.			
	ORDER giving defendant			days to employ counsel.			
	Dft to pay attorney fees as follows:						
	INFORMATION/INDICTMENT FILED			( <input type="checkbox"/> ) WAIVER OF INDICTMENT FILED			
<input checked="" type="checkbox"/>	Copy information/indictment give to dft ( <input checked="" type="checkbox"/> ) Yes ( <input type="checkbox"/> ) No	Read to dft? ( <input type="checkbox"/> ) Yes ( <input checked="" type="checkbox"/> ) no					
	CONSENT TO TRIAL BEFORE MAGISTRATE JUDGE (Misd/Petty) offense filed.						
<input checked="" type="checkbox"/>	ARRAIGNMENT HELD ( <input type="checkbox"/> ) Superseding Indictment	( <input type="checkbox"/> ) Dft's WAIVER of appearance filed.					
	Arraignment continued to	@		Request of ( <input type="checkbox"/> ) Govt ( <input checked="" type="checkbox"/> ) Dft			
	Dft failed to appear arraignment	Bench Warrant Issued:					
<input checked="" type="checkbox"/>	Dft enters PLEA OF NOT GUILTY. ( <input type="checkbox"/> ) Dft stood mute; plea of Not Guilty entered. ( <input type="checkbox"/> ) Waiver of appearance						
	PLEA OF GUILTY/NOLO as to counts						
<input checked="" type="checkbox"/>	ASSIGNED to District Judge	Judge ELR		( <input checked="" type="checkbox"/> ) trial		( <input type="checkbox"/> ) arraignment/sentence	
<input checked="" type="checkbox"/>	ASSIGNED to Magistrate Judge	Judge CCB		for pretrial proceedings.			
<input checked="" type="checkbox"/>	Estimated trial time:			SHORT X MEDIUM LONG			

**ARRAIGNMENT – Pg. 2****CASE NO. 121CR143**

CONSENT TO PRE-SENTENCE INVESTIGATION filed. Referred to USPO for PSI and continued		
until	at	for sentencing.
Government's MOTION FOR DETENTION filed. Hearing set	for	
Temporary commitment issued. Defendant remanded to custody of U.S. Marshals Service		

**BOND/PRETRIAL DETENTION HEARINGS**

PRETRIAL DETENTION HEARING HELD. <input type="checkbox"/> The Defendant does not contest detention at this time.		
BOND HEARING HELD.		
GOVERNMENT'S MOTION FOR DETENTION ( <input type="checkbox"/> ) GRANTED ( <input type="checkbox"/> ) DENIED ( <input type="checkbox"/> ) WITHDRAWN		
WRITTEN ORDER TO FOLLOW.		
HEARING HELD on motion for reduction / modification of bond.		
MOTION FOR REDUCTION OF BOND / MODIFICATION OF BOND ( <input type="checkbox"/> ) GRANTED ( <input type="checkbox"/> ) DENIED		
WRITTEN ORDER TO FOLLOW.		
X	BOND SET AT \$50,000.00	
X	NON-SURETY	
SURETY	( <input type="checkbox"/> ) Cash	( <input type="checkbox"/> ) Property
SPECIAL CONDITIONS:		
X	BOND FILED; DEFENDANT RELEASE.	
BOND NOT EXECUTED. DEFENDANT TO REMAIN IN MARSHALS' CUSTODY.		
WITNESSES:		
EXHIBITS:		

**ORDER**

Pursuant to the Due Process Protections Act, see Fed. R. Crim. P. 5(f), the government is directed to adhere to the disclosure obligations set forth in *Brady v. Maryland*, 373 U.S. 83 (1963), and its progeny, and to provide all materials and information that are arguably favorable to the defendant in compliance with its obligations under *Brady*; *Giglio v. United States*, 405 U.S. 150 (1972); and their progeny. Exculpatory material as defined in *Brady* and *Kyles v. Whitley*, 514 U.S. 419, 434 (1995), shall be provided sufficiently in advance of trial to allow a defendant to use it effectively, and exculpatory information is not limited to information that would constitute admissible evidence.

The failure of the government to comply with its *Brady* obligations in a timely manner may result in serious consequences, including, but not limited to, the suppression or exclusion of evidence, the dismissal of some or all counts, adverse jury instructions, contempt proceedings, or other remedies that are just under the circumstances.